

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IN RE: ) In Proceedings  
 ) Under Chapter 13  
Stanley Hinton, Jr. )  
Debtor(s). ) Case No.19-12284  
 ) Honorable Judge Jack B. Schmetterer

**NOTICE OF MOTION**

To: David M Siegel, David M. Siegel & Associates , 790 Chaddick Drive , Wheeling, IL 60090,  
davidsiegelbk@gmail.com via electronic notification;

Tom Vaughn , 55 E. Monroe Street, Suite 3850 , Chicago, IL 60603, via electronic notification;

Patrick S Layng , 219 S Dearborn St , Room 873, Chicago, IL 60604, via electronic notification;

Stanley Hinton, Jr. Debtor, 5017 S Prairie Apt. 1N , Chicago, IL 60615 via US Mail.

Please take notice that on September 18, 2019 at 10:00 A.M., or as soon thereafter as counsel may be heard, I shall appear before the Honorable Jack B. Schmetterer, at Courtroom 682, 219 South Dearborn, Chicago, Illinois 60604, or before any other Bankruptcy Judge who may be presiding in said Judge's place, and shall present to the Court the attached motion at which time you may appear if you so choose.

/s/ Jennifer Rinn

**CERTIFICATE OF SERVICE**

I, the undersigned attorney, certify that I personally served the above and foregoing notice and motion on the above parties by Electronic Court Notification or by depositing the same postage prepaid, in the U.S. Mail on September 03, 2019.

Respectfully submitted,  
Rinn Richman Law

/s/ Jennifer Rinn

Jennifer Rinn

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**MOTION FOR RELIEF FROM STAY**

NOW COMES Exeter Finance, LLC, by and through its undersigned attorney, and as for its Motion for Relief from Stay, states as follows:

1. Exeter Finance, LLC is a creditor of the Debtor and is seeking relief pursuant to 11 U.S.C. § 362.
2. On April 15, 2017, Debtor Stanley Hinton, Jr. executed a Motor Vehicle Retail Installment Sales Contract for an interest in one, 2014 DODGE TRUCK Ram 1500 Pickup-V8 Crew Cab Tradesman 4WD, VIN 1C6RR7KT4ES468362 ("Contract"). A true and correct copy of the Contract is attached hereto as Exhibit "A".
3. Exeter Finance, LLC has a properly perfected interest in the Collateral, and said lien was noted upon the Certificate of Title in connection with the aforesaid motor vehicle. A true and correct copy of the Certificate of Title is attached hereto as Exhibit "B".
4. On April 29, 2019, the Debtor filed a voluntary petition under Chapter 13 of Title 11 of the United States Bankruptcy Code.
5. As of August 20, 2019, the total debt owed to Exeter Finance, LLC was \$34,984.25. Movant alleges the value of said motor vehicle is approximately \$20,150.00 pursuant to a N.A.D.A. Valuation attached hereto as Exhibit "C".
6. Debtor is in default in the post-petition amount of \$3,422.80. Debtor is in default in the pre-petition amount of \$1,711.40. The last payment was received on March 13, 2019. A copy of the payment history is attached as Exhibit "D".
7. This motor vehicle is not necessary for the Debtor's effective reorganization.

8. Exeter Finance, LLC believes there is little to no equity in the property and that it is of zero value and benefit to the estate.
9. Exeter Finance, LLC's collateral is a rapidly depreciating asset.
10. Movant's collateral is rapidly depreciating, and therefore should be allowed to immediately enforce and implement any Order Modifying the Automatic Stay that this Honorable Court may enter, notwithstanding Federal Bankruptcy Rule 400l(a)(3).

WHEREFORE, Exeter Finance, LLC prays this Honorable Court for the entry of an order modifying the automatic stay pursuant to 11 U.S.C. § 362 so as to allow Exeter Finance, LLC to take possession of one 2014 DODGE TRUCK Ram 1500 Pickup-V8 Crew Cab Tradesman 4WD, VIN 1C6RR7KT4ES468362, and to enforce its rights against the security in accordance with the agreement and/or applicable state laws and to find that Federal Rule 400l(a)(3) of the Federal Rules of Bankruptcy Procedure is waived and thus Exeter Finance, LLC may immediately enforce and implement the Order Modifying the Automatic Stay and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

/s/ Jennifer Rinn

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